OIPE JC699
JAN 07 2005
PATENT & TRADEMARK OFFICE

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Terry MARTIN	}	Examiner: Jermaine L. JENKINS
Application No.: 10/091,974	}	Group Art Unit: 2855
Filing Date: March 6, 2002	}	
Title: Device For Mounting Electronic Monitoring Components To A Tire	}	

SECOND SUBMITTAL

PETITION TO WITHDRAW HOLDING OF ABANDONMENT BASED ON FAILURE TO RECEIVE OFFICE ACTION

Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

Attention: Examiner Jermaine L. Jenkins

Sir:

We are resubmitting the ***Petition to Withdraw Holding of Abandonment Based on Failure to Receive Office Action*** for application No. 10/091,974. The Original Petition was submitted on August 15, 2003 as evidence by the enclosed mailing receipts.

Respectfully submitted,

E. Martin Remick

Date: January 06, 2005

E. Martin Remick
Reg. No. 45,048

Michelin North America, Inc.
Intellectual Property Department
P.O. Box 2026
Greenville, SC 29602

Phone: 864-422-4134
Fax: 864-422-3517

In Re: Applicatio

Inventor(s): Terry MARTIN

Serial Number: 10/091,974

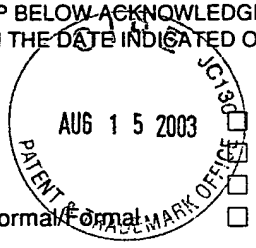
Filed: 03/06/2002

Date Mailed: Augus 15, 2003

Atty. Docket: P50-0074

Title: Device for Mounting Electronic Monitoring Components to a Tire

THE MAIL ROOM STAMP BELOW ACKNOWLEDGES RECEIPT OF THE FOLLOWING DOCUMENTS ON THE DATE INDICATED ON THE MAIL ROOM STAMP



- ☐ Pat. Application
 - _____ pg Specification
 - _____ pg Claims
 - _____ pg Drawings Informal/Formal
 - _____ pg Abstract
- ☐ Declaration & Power of Attorney
- ☐ Information Disclosure Statement
- ☐ PTO Form 1449
- ☐ Assignment
- ☐ Transmittal Ltr (Dup)
- ☐ Amendment _____
- ☒ Issue Fee
- ☐ Extension of Time ____ Month(s)
- ☐ Transmittal of Formal Drawings
- Other: AUG 2 8 2003
- XX Petition to Withdraw Holding of Abandonment Based on Failure to Receive Office Action

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P50-0074

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OIPE JC99
JAN 07 2005
PATENT & TRADEMARK OFFICE

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:	Terry MARTIN	Examiner:	Jermaine L. JENKINS
Application No.:	10/091,974	Group Art Unit:	2855
Filing Date:	March 6, 2002		
Title:	Device For Mounting Electronic Monitoring Components To A Tire		

PETITION TO WITHDRAW HOLDING OF ABANDONMENT
BASED ON FAILURE TO RECEIVE OFFICE ACTION

Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

Attention: Examiner Jermaine L. Jenkins

Sir:

This is in response to the Notice of Abandonment mailed August 7, 2003.

Applicant hereby petitions the Commissioner to withdraw the holding of abandonment in the above-titled application because the Notice of Allowance and Issue Fee Due was not received. In a telephone call to Mr. Briscoe of the Office of Publications, the undersigned determined that the mailing date of the Notice of Allowance and Issue Fee Due was April 7, 2003. Accordingly, the Issue Fee was due on July 7, 2003.

The undersigned attorney states and attests that he has searched the file jacket of the application and has found no copy of the Notice or any indication that the Notice was received. In addition, the docket records were also searched and no entry has been found where it would have been entered had the Notice been received. Entries are made, as a matter of office routine, upon receipt of mail.

The office for the undersigned keeps an electronically managed docket. A copy of the print out for the first week of July is attached. Note that the single entry for the

application (identified by its docket number P50-0074) for July 6, requests foreign filing recommendations.

The undersigned's office keeps an additional docket for Issue Fee payments. A copy of the sheet for the relevant period is attached, and also shows there is no entry for the above-identified application where it would have been made, had the Notice been received.

In view of the above, the Commissioner is requested to withdraw the holding of abandonment and re-mail the Notice of Allowance and Issue Fee Due, restarting the response period.

The Office is invited to telephone the undersigned if there are any questions or to resolve any outstanding issues.

Respectfully submitted,



Martin Farrell
Registration No. 35,506

Michelin North America, Inc.
Intellectual Property Department
P.O. Box 2026
Greenville, South Carolina 29602
Telephone 864-422-4648
Fax 864-422-3517

Date: 15 August 2003

JAN 07 2005 PATENT & TRADEMARK OFFICE JC99

SCHEDULE

Period from 01/JUL/2003 to 10/JUL/2003

File	Event	Deadline	Performed
0835866 US/NP1	Expiry date	01-JUL-2003	
P10-1296 WO/PCT	National phase 2 [PCT]	02-JUL-2003	
P50-0048 WO/PCT1	REVISE CASE. - 27 MTH REMINDER	04-JUL-2003	30-OCT-2002
Comments:	October 30, 2002: MF says Canada, Mexico & Europe (FR, DE, IT, GB)		
1720016 US/NP1	SHRED FILE - SHRED FILE	06-JUL-2003	21-MAY-1998
Comments:	Act1 : SHRED FILE Final lcaseno : 1720016USA lcaseno2 : 1720016USASHRED FILE07/06/93 Remarks : 501-105 WA+10		
P50-0037 BR/PCT1	REQUEST EXAM - EXAM REQUEST	06-JUL-2003	24-JUL-2002
Comments:	Act1 : EXAM REQUEST Final lcaseno : P50-0037BRAZL lcaseno2 : P50-0037BRAZLREQUEST EXAM07/06/00 Remarks : Request exam due July 6, 2003.		
P50-0037 JP/PCT1	REQUEST EXAM - EXAM REMINDER	06-JUL-2003	
Comments:	Remarks : Exam deadline is July 6, 2007.		
P50-0037 KR/PCT1	REQUEST EXAM - EXAM REMINDER	06-JUL-2003	
Comments:	Remarks : * Request for Examination is due by July 6, 2005 *		
P50-0037 RU/PCT1	Examination request	06-JUL-2003	07-MAY-2003
P50-0037 RU/PCT1	REQUEST EXAM - REQUEST EXAM	06-JUL-2003	07-MAY-2003
Comments:	Remarks : Exam request due July 6, 2003.		
P50-0037 UA/PCT1	REQUEST EXAM - REQUEST EXAM	06-JUL-2003	01-JUL-2003
Comments:	Act1 : REQUEST EXAM Final lcaseno : P50-0037UKRAN lcaseno2 : P50-0037UKRANREQUEST EXAM07/06/03 Remarks : * Exam request due July 6, 2003. Letter from agent acknowledging deadline of July 6, 2003. kgd 08/01/03 Letter from agent acknowledging filing of exam application dated 07/16/2003. kgd 08/11/03		
P50-0071 US/NP	Office action	06-JUL-2003	01-AUG-2003
Comments:	Per MQF office action (response to election requirement) was submitted to USPTO on 08/01/03 with late fees. kgd 08/01/03		
P50-0074 WO/PCT	CTRY RECOMMENDATIONS	06-JUL-2003	
D50-0059 JP/RD1	Extension	07-JUL-2003	25-APR-2003
Comments:	April 25, 2003 - Requested CPI to pay upcoming annity and all future annuities.		
D50-0062 JP/RD1	Extension	07-JUL-2003	25-APR-2003
Comments:	April 25, 2003 - Requested CPI to pay annuities.		
D50-0065 JP/RD1	Extension	07-JUL-2003	25-APR-2003
Comments:	April 25, 2003 - Requested CPI to pay annuities.		
D50-0067 JP/RD1	Extension	07-JUL-2003	
D50-0068 JP/RD1	Extension	07-JUL-2003	25-APR-2003
Comments:	April 25, 2003 - Instructed CPI to pay annuites due.		
D50-0164 US/DP	Notice of Allowance	07-JUL-2003	17-JUN-2003
D50-0164 US/DP	Notice of Allowance	07-JUL-2003	17-JUN-2003
Comments:	* Let LT know if ok to pay.		
D50-0166 US/DP	Notice of Allowance	07-JUL-2003	17-JUN-2003
D50-0166 US/DP	Notice of Allowance	07-JUL-2003	17-JUN-2003
Comments:	* Let LT know if ok to pay.		
D50-0174 US/DP	Notice of Allowance	07-JUL-2003	18-JUN-2003

SCHEDULE

Period from 01/JUL/2003 to 10/JUL/2003

File	Event	Deadline	Performed
D50-0174 US/DP	Notice of Allowance	07-JUL-2003	18-JUN-2003
Comments:	* Let LT know if ok to pay.		
D50-0175 US/DP	Notice of Allowance	07-JUL-2003	17-JUN-2003
D50-0175 US/DP	Notice of Allowance	07-JUL-2003	17-JUN-2003
Comments:	* Let LT know if ok to pay.		
D50-0177 GB/RD	Office action	07-JUL-2003	17-JUN-2003
Comments:	Response to letter of June 13, 2003. CPC and RRR have responded to this office action. Per agent's letter dated June 30, 2003 a reply to the outstanding official action was prepared and filed. KGD 07/23/03		
P50-0087 US/CIP1	Response to office action	07-JUL-2003	
P50-0087 US/CIP1	Response to office action	07-JUL-2003	
TEST US/NP	Publication	07-JUL-2003	
D50-0176 US/DP	Notice of Allowance	08-JUL-2003	17-JUN-2003
D50-0176 US/DP	Notice of Allowance	08-JUL-2003	17-JUN-2003
Comments:	* Please let LT know if ok to pay.		
D50-0190 US/DP	CTRY RECOMMENDATIONS	08-JUL-2003	31-JUL-2003
Comments:	Per CPC to LT on 07/31/2003 the following cases will be filed into Canada, Mexico, Japan, Brazil, and the EPO(UK, France, Germany, Italy, and Spain) and China. kgd 08/07/03		
D50-0190 US/DP	Foreign Filing Preparation	08-JUL-2003	
P50-0033 PH/NP1	Examination request	08-JUL-2003	27-MAR-2003
P50-0035 PH/NP1	Examination request	08-JUL-2003	18-MAR-2003
P10-1181 US/NP	National Phase Deadline	09-JUL-2003	
P50-0064 TH/NP	Info disclosure statement	09-JUL-2003	
P10-1361 US/NP	National Phase Deadline	10-JUL-2003	

Updated in New Agenda

Log of Issue Fees Due

A Notice of Allowance is received, forwarded to responsible Attorney for notification, and paperwork is then filed in the folder. A docket report will be distributed to ADM Assistant Stating the due date of the Issue Fee.

Docket Number	Date Received From USPTO	Date Entered in Memo Tech	Date to Attorney	Attorney	Date Form from USPTO Filed in Folder	DUE DATE FOR ISSUE FEE	Date Payment Mailed	
CASE1070	09/17/02	09/17/2002	10/03/2002	EMR	10/04/2002	12/13/2002	11/26/2002	° Faxed
D50-DM3-1	09/16/02	09/27/2002	10/03/2002	MF	10/08/2002	12/10/2002	10/30/2002	Faxed
D50-0168	10/28/02	10/28/2002	10/28/2002	MF	11/06/2002	01/22/2003	11/25/2002	° Faxed
D50-0170	10/24/02	11/07/2002	11/07/2002	MF	11/13/2002	01/21/2003	11/25/2002	° Faxed
D50-0156	12/10/02	12/11/2002	12/12/2002	MF	12/12/2002	03/03/2003	01/06/2003	Faxed
D50-0171	12/10/02	12/11/2002	12/12/2002	MF	12/12/2002	03/03/2003	01/06/2003	Faxed
D50-0161	12/10/02	12/11/2002	12/12/2002	MF	12/12/2002	03/03/2003	01/06/2003	Faxed
D50-0151	12/10/02	12/11/2002	12/12/2002	MF	12/12/2002	03/03/2003	01/06/2003	"
D50-0152	12/30/02	12/31/2002	01/02/2002	MF	01/02/2003	03/17/2003	01/06/2003	Faxed
D50-0179	12/30/02	12/31/2002	01/02/2002	MF	01/02/2003	03/17/2003	01/06/2003	"
D50-0160	03/03/03	03/03/2003	03/03/2003	MF	03/07/2003	05/27/2003	05/12/2003	Faxed
D50-0158	03/03/03	03/03/2003	03/03/2003	MF	03/04/2003	05/27/2003	05/12/2003	Faxed
D50-0159	03/03/03	03/03/2003	03/03/2003	MF	03/04/2003	05/27/2003	05/12/2003	Faxed
D50-0157	03/17/03	03/18/2003	03/19/2003	MF	03/20/2003	06/11/2003	05/12/2003	Faxed
P50-0047	——	03/25/2003	03/25/2003	MF	03/28/2003	06/12/2003	——	To D+M on 3/March 03
P50-0063	——	03/25/2003	03/25/2003	MF	03/28/2003	06/12/2003	——	To D+M on 3/March 03
P10-1185 ✓	03/31/2003	03/31/2003	04/01/2003	CPC	04/01/2003	06/26/2003	17 JUN 2003	Faxed
P10-1181 ✓	03/31/2003	03/31/2003	04/01/2003	FJF	04/03/2003	06/26/2003	17 JUN 2003	Faxed
D50-0175 ✓	04/07/2003	04/07/2003	04/08/2003	MF	04/09/2003	07/07/2003	17 JUN 2003	Faxed
D50-0164 ✓	04/07/2003	04/07/2003	04/08/2003	MF	04/09/2003	07/07/2003	17 JUN 2003	Faxed
D50-0166 ✓	04/07/2003	04/07/2003	04/08/2003	MF	04/09/2003	07/07/2003	17 JUN 2003	Faxed
D50-0176 ✓	04/15/2003	04/22/2003	04/23/2003	MF	04/24/2003	07/08/2003	17 JUN 2003	Faxed
D50-0186 ✓	04/28/2003	04/28/2003	04/29/2003	MF	04/30/2003	07/22/2003	17 JUN 2003	Faxed
D50-0174 ✓	04/11/2003	05/01/2003	05/01/2003	MF	05/01/2003	07/07/2003	18 JUN 2003	Faxed
P50-0044	05/21/2003		05/23/2003	MF	05/23/2003	08/14/2003	17 JUN 03	Faxed
P50-0087-1	05/22/2003	05/22/2003	05/23/2003	MF	05/23/2003	08/19/2003		*
Maintenance fees	3rd quarter fees		——	——	——	——	18 JUNE 2003	
✓ D50-0163	03 qtr 03	30 qtr 03	20 JUNE 2003	CPC	2 July 2003	08/29/2003	13 Aug 2003	

Binder: LLT
Filename: Log of Issue Fees Due

Dorothy training were given approval to pay on our behalf.

° Attorney fee for expiration

* Needs formal drawings to go with these

OIPE JC996 JAN 07 2005 PATENT & TRADEMARK OFFICE

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:	Terry MARTIN	Examiner:	Jermaine L. JENKINS
Application No.:	10/091,974	Group Art Unit:	2855
Filing Date:	March 6, 2002		
Title:	Device For Mounting Electronic Monitoring Components To A Tire		

REQUEST FOR STATUS OF PETITION

Petitions Branch - By facsimile to (703) 872-9306
Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

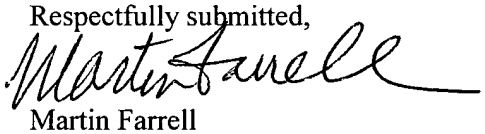
Sir:

The Applicant filed a Petition to Withdraw a Holding of Abandonment August 15, 2003, in the above-identified application. The holding of abandonment was based on the failure of the Office to receive a response to the Notice of Allowance and Issue Fee Due. The Petition shows that according to the undersigned attorney's records the Notice of Allowance and Issue Fee Due was not received by the undersigned.

A first Status Request was filed in October 2003. As of the date of the present Request, no communication has been received from the Office with respect to the Petition, the application, or the earlier Status Request. Information on the status of the Petition is requested.

The Office is invited to telephone the undersigned if there are any questions or to resolve any outstanding issues.

Respectfully submitted,



Martin Farrell
Registration No. 35,506

Michelin North America, Inc.
Intellectual Property Department
P.O. Box 2026
Greenville, South Carolina 29602
Telephone 864-422-4648
Fax 864-422-3517
Date: February 24, 2004

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:	Terry MARTIN	Examiner:	Jermaine L. JENKINS
Application No.:	10/091,974	Group Art Unit:	2855
Filing Date:	March 6, 2002		
Title:	Device For Mounting Electronic Monitoring Components To A Tire		

REQUEST FOR STATUS OF PETITION

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Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

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The Office is invited to telephone the undersigned if there are any questions or to resolve any outstanding issues.

CERTIFICATE OF MAILING BY "EXPRESS MAIL" (37 CFR 1.10) Applicant(s): Terry MARTIN			Docket No. P50-0074
Serial No. 10/091,974	Filing Date March 6, 2002	Examiner Jermaine L. JENKINS	Group Art Unit 2855

OIPE
JAN 07 2005
PATENT & TRADEMARK OFFICE

Invention:

DEVICE FOR MOUNTING ELECTRONIC MONITORING COMPONENTS TO A TIRE

I hereby certify that the following correspondence:

1. **Second Submittal for the Petition to Withdraw Holding of Abandonment Based on Failure to Receive Office Action**

(Identify type of correspondence)

is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10 in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on

JAN 07 2005

(Date)

Linda Thompson

(Typed or Printed Name of Person Mailing Correspondence)

Linda Thompson

(Signature of Person Mailing Correspondence)

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